## Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

## Act 1368 of the Regular Session

1	State of Arkansas	As Engrossed: H3/26/09	
2	87th General Assembly	A Bill	
3	Regular Session, 2009		SENATE BILL 847
4			
5	By: Senator Broadway		
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8		For An Act To Be Entitled	
9	AN ACT TO	ALLOW A STUDENT TO CONTINUE A	ATTENDANCE
10	AT A NONRE	ESIDENT SCHOOL DISTRICT IN SON	ME
11	CIRCUMSTAN	NCES; AND FOR OTHER PURPOSES.	
12			
13		Subtitle	
14	TO ALLO	OW A STUDENT TO CONTINUE	
15	ATTENDA	ANCE AT A NONRESIDENT SCHOOL	
16	DISTRIC	CT IN SOME CIRCUMSTANCES.	
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19	BE IT ENACTED BY THE GEN	ERAL ASSEMBLY OF THE STATE OF	ARKANSAS:
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21	SECTION 1. Arkans	as Code § 6-18-203(b) concern	ning attendance in a
22	nonresident school distr	ict is amended to read as fol	lows:
23	(b)(l) The childr	<del>en</del> <u>A child</u> or <del>wards</del> <u>ward</u> of <del>a</del>	<del>any</del> <u>a</u> person who <u>before</u>
24	<u>April 1, 2009</u> is at lea	st a half-time employee of a	public school district
25	in one (1) school distri	<del>.ct</del> in this state or is <del>employ</del>	red <u>a</u> full time full-time
26	<u>employee</u> <del>by</del> <u>of</u> an educat	ion service cooperative and i	s a resident of another
27	school district in this	state shall be entitled to ${}$	e enrolled enroll in and
28	<del>to</del> attend school in <del>eith</del>	<del>er</del> the <u>:</u>	
29	<u>(A)</u> <u>S</u>	<u>School</u> district in which the p	parent or guardian
30	resides <del>,</del> ;		
31	<u>(B)</u> +	<del>the</del> <u>School</u> district in which t	the parent or guardian is
32	at least a half-time emp	ployee of a public school <del>,</del> ; or	•
33	<u>(C)</u> -a	<del>eny</del> <u>Any school</u> district locate	ed in the county where
34	the main office of the e	education service cooperative	is located.
35	(2) A child	or ward of a person who on o	or after April 1, 2009,



1	is at least a full-time employee of a public school in one (1) school		
2	district or an educational service cooperative and is a resident of another		
3	school district in this state shall be entitled to enroll in and attend		
4	school in the:		
5	(A) School district in which the parent or guardian		
6	<u>resides;</u>		
7	(B) School district in which the parent or guardian is a		
8	full-time employee of the public school; or		
9	(C) Any school district located in the county where the		
10	main office of the educational service cooperative is located.		
11	(3)(A) A student enrolled in kindergarten through grade eight		
12	(K-8) under subdivision (b)(1) or (b)(2) of this section shall be entitled t		
13	continue attending school in the enrolled school district, regardless of a		
14	change to the employment status of the parent or guardian, until the end of		
15	the school year if:		
16	(i) The parent or guardian was employed by the		
17	school district or educational service cooperative for a minimum of one-		
18	hundred twenty (120) days before leaving employment; and		
19	(ii) The student maintains uninterrupted enrollment		
20	in the school district and is not expelled after the parent or guardian of		
21	the student is no longer employed by the school district or educational		
22	service cooperative.		
23	(B) A student enrolled in grade nine through twelve (9-12)		
24	under subdivision (b)(1) or (b)(2) of this section shall be entitled to		
25	continue attending school in the enrolled school district, regardless of		
26	change to the employment status of the parent or guardian, through the		
27	completion of the secondary program, if:		
28	(i) The parent or guardian was employed by the		
29	school district or educational service cooperative for a minimum of three (3)		
30	consecutive contract years, with a minimum of one-hundred twenty (120)		
31	contract days each year, before leaving employment; and		
32	(ii) The student maintains uninterrupted enrollment		
33	in the school district and is not expelled after the parent or guardian of		
34	the student is no longer employed by the school district or educational		
35	service cooperative.		
36	(4) A nonenrolled sibling of a student who attends a nonresident		

1	school district under subsection (b) of this section shall have no right to		
2	future enrollment based on the privilege of enrollment extended to his or her		
3	sibling if the parent or guardian is no longer a full-time employee of the		
4	school district or educational service cooperative.		
5	$\frac{(2)(5)}{(6)}$ (A) The General Assembly recognizes and embraces the		
6	responsibility of the state to promote desegregation of its schools and finds		
7	that this enactment affects such a limited class of students that		
8	desegregation will not be impeded. If, however, unforeseen circumstances		
9	result in a finding by a court that a school district is unlawfully		
10	segregated in whole or in part as a result of these provisions, the		
11	provisions in this subsection shall not apply to the children or wards of		
12	teachers in that district.		
13	(B) Therefore, the provisions in this subsection shall not		
14	apply to the children or wards of those teachers who reside in school		
15	districts that may hereafter be found by a court to be unlawfully segregated		
16	if the finding is based upon segregation $\frac{1}{2}$ which $\frac{1}{2}$ was caused in whole or in		
17	part by the effects of these provisions.		
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19	/s/ Broadway		
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21	APPROVED: 4/9/2009		
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